

# Real Property, Financial Services, & Title Insurance Update: Week Ending August 27, 2021

August 27, 2021

## Real Property Update

- **Foreclosure / Waiver:** Trial court erred in entering a reduced final judgment of foreclosure because, although plaintiff failed to plead a reply to defendant's affirmative defenses (as required), such failure did not defeat plaintiff's waiver argument, as the issue was tried by consent – [Waterfall Victoria Grantor Tr. II v. McDonald](#), No. 4D19-3536 (Fla. 4th DCA Aug. 25, 2021)

## Financial Services Update

- No cases to report.

## Title Insurance Update

- No cases to report.

## Related Practices

[Real Property Litigation](#)

[Consumer Finance](#)

[Title Insurance](#)

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